

COMPLAINT INVESTIGATION SUMMARY

COMPLAINT NUMBER: 1803.01
COMPLAINT INVESTIGATOR: Steve Starbuck
DATE OF COMPLAINT: September 19, 2001
DATE OF REPORT: October 10, 2001
REQUEST FOR RECONSIDERATION: no
DATE OF CLOSURE: October 31, 2001

COMPLAINT ISSUES:

Whether the Jay School Corporation violated:

511 IAC 7-27-3(a)(3) with regard to the school's alleged failure to include a general education teacher in the case conference committee (CCC) meeting.

FINDINGS OF FACT:

1. The student is eight years old, attends the second grade, and has been determined eligible for special education due to a hearing impairment.
2. A CCC meeting was convened on September 11, 2001, to discuss the student's educational progress. A general education teacher did not attend the CCC meeting. The director acknowledges that a general education teacher should have been present at this meeting.

CONCLUSIONS:

1. Finding of Fact #2 establishes that the school failed to include a general education teacher in the CCC meeting convened on September 11, 2001. Therefore, a violation of 511 IAC 7-27-3(a)(3) is found.

The Department of Education, Division of Special Education, requires the following corrective action based on the Findings of Fact and Conclusions listed above.

CORRECTIVE ACTION:

The Jay School Corporation shall:

1. Send a memorandum to all appropriate school personnel reminding them of the requirement specified in 511 IAC 7-27-3(a)(3). Submit to the Division no later than November 7, 2001, a copy of the memorandum with a list of all individuals (name and title) to whom the memorandum was sent.
2. Submit a letter of assurance to the Division no later than November 7, 2001, that ensures a general education teacher will attend all CCC meetings when the student is or may be participating in the general education environment.

DATE REPORT COMPLETED: October 10, 2001

